

IMPOUNDED CASE

SJC-13455

Whether the District Court erred or abused its discretion in ordering that the defendant be hospitalized involuntarily for a period of twenty days pursuant to G. L. c. 123, § 15 (b), including: (1) whether a finding that hospitalization is "necessary" to further evaluate a defendant's competency under § 15 (b) requires a finding that the defendant poses a likelihood of serious harm; and (2) whether § 15 (b) is unconstitutional either on its face or as applied to this defendant.